



**Department of Energy**  
Washington, DC 20585

DEC 26 2018

Mr. Austin Evers  
American Oversight  
1030 15th Street, N.W., Suite B255  
Washington, D.C. 20005

Via email to: [foia@americanoversight.org](mailto:foia@americanoversight.org)

Re: HQ-2018-00590-F

Dear Mr. Evers,

This is a final response to the request for information that you sent to the Department of Energy (DOE) under the Freedom of Information Act (FOIA), 5 U.S.C. § 552. You requested the following information:

1. All photographs of Secretary Perry taken by a DOE photographer, whether a DOE "official" photographer, a contractor, or anyone else on staff in the Office of the Secretary or the Office of Public Affairs.
2. Records sufficient to identify any official photographs Secretary Perry signed or autographed for particular individuals, including the individuals' names.
3. Records sufficient to identify any official photographs Secretary Perry had mailed or delivered to particular individuals, including the individuals' names.

Please provide all responsive records from March 1, 2017, through the date of the search. Additionally, American Oversight does not object to the exclusion of photographs of Secretary Perry where the only people in the picture are DOE employees and/or their families.

In a January 17, 2018, email with Mr. Brian Yanos, of my office, you amended your request to waive holiday photos with DOE staff and public photos of Secretary Rick Perry and confirmed that you agreed to accept the photos on a rolling production schedule.

Your request was assigned to DOE's Office of Management (MA-40) and the Office of Public Affairs (PA) to conduct a search of their files for responsive documents. The search started on February 5, 2018, which is the cutoff date for responsive records. DOE has completed its search and has located two (2) documents responsive to your request, as described in the accompanying index.

Upon review, DOE has determined that certain information should be withheld in the documents pursuant to Exemptions 6 and 7C of the FOIA, 5 U.S.C. § 552(b)(6) and (b)(7)(C).

Exemption 6 generally is referred to as the "personal privacy" exemption; it provides that the disclosure requirements of FOIA do not apply to "personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy." 5 U.S.C. § 552(b)(6). In applying Exemption 6, DOE considered: 1) whether a significant privacy interest would be invaded; 2) whether the release of the information would further the public interest by shedding light on the operations or activities of the Government; and 3) whether in balancing the



shedding light on the operations or activities of the Government; and 3) whether in balancing the privacy interests against the public interest, disclosure would constitute a clearly unwarranted invasion of privacy.

The information withheld under Exemption 6 consists of photographs of private individuals, security personnel, personal meetings and other private information. This information qualifies as “similar files” because it is information in which an individual has a privacy interest. Moreover, releasing the information could subject the individual to unwarranted or unsolicited communications. Since no public interest would be served by disclosing this mobile telephone number, and since there is a viable privacy interest that would be threatened by such disclosure, Exemption 6 authorizes withholding the information. Therefore, we have determined that the public interest in the information's release does not outweigh the overriding privacy interests in keeping it confidential.

Exemption 7 protects from disclosure “records or information compiled for law enforcement purposes” that fall within the purview of one or more of six enumerated categories. To qualify under Exemption 7, the information must have been compiled, either originally or at some later date, for a law enforcement purpose, which includes crime prevention and security measures, even if that is only one of the many purposes for compilation.

Exemption 7(C) provides that, “records of information compiled for law enforcement purposes” may be withheld from disclosure, but only to the extent that the production of such documents “could reasonably be expected to constitute an unwarranted invasion of personal privacy....” In applying Exemption 7(C), DOE considered whether a significant privacy interest would be invaded, whether the release of the information would further the public interest in shedding light on the operations or activities of the Government, and whether in balancing the privacy interests against the public interest, disclosure would constitute unwarranted invasion of privacy.

The information withheld identify security personnel, including executive protection employees. These individuals have a significant privacy interest in their identities, which, if known, could pose a serious safety risk to them or those to whom they are providing protection, and may result in an unwarranted invasion of their privacy. Releasing the identities of security personnel would reveal little about the operations or activities of the Government. Therefore, disclosure of this information could reasonably be expected to constitute an unwarranted invasion of personal privacy.

This satisfies the standard set forth in the Attorney General’s March 19, 2009, memorandum that the agency is justified in not releasing material that the agency reasonably foresees would harm an interest protected by one of the statutory exemptions. This also satisfies DOE’s regulations at 10 C.F.R. § 1004.1 to make records available which it is authorized to withhold under 5 U.S.C. § 552 when it determines that such disclosure is in the public interest. Accordingly, we will not disclose this information.

Pursuant to 10 C.F.R. § 1004.7(b)(2), I am the individual responsible for the determination to withhold the information described above. The FOIA requires that “any reasonably segregable portion of a record shall be provided to any person requesting such record after deletion of the portions which are exempt.” 5 U.S.C. § 552(b). As a result, redacted versions of the documents are being released to you in accordance with 10 C.F.R. § 1004.7(b)(3).

This decision, as well as the adequacy of the search, may be appealed within 90 calendar days from your receipt of this letter pursuant to 10 C.F.R. § 1004.8. Appeals should be addressed to Director,



Office of Hearings and Appeals, HG-1, L'Enfant Plaza, U.S. Department of Energy, 1000 Independence Avenue, S.W., Washington, D.C. 20585-1615. The written appeal, including the envelope, must clearly indicate that a FOIA appeal is being made. You may also submit your appeal to [OHA.filings@hq.doe.gov](mailto:OHA.filings@hq.doe.gov), including the phrase "Freedom of Information Appeal" in the subject line (This is the preferred method by the Office of Hearings and Appeals). The appeal must contain all of the elements required by 10 C.F.R. § 1004.8, including a copy of the determination letter. Thereafter, judicial review will be available to you in the Federal District Court either: 1) in the district where you reside; 2) where you have your principal place of business; 3) where DOE's records are situated; or 4) in the District of Columbia.

You may contact DOE's FOIA Public Liaison, Alexander Morris, FOIA Officer, Office of Public Information, at 202-586-5955, or by mail at MA-46/Forrestal Building 1000 Independence Avenue, S.W., Washington, D.C. 20585, for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at [ogis@nara.gov](mailto:ogis@nara.gov); telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

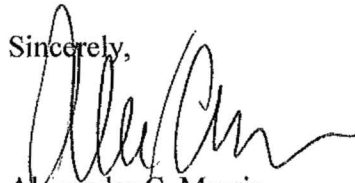
The FOIA provides for the assessment of fees for the processing of requests. *See* 5 U.S.C. § 552(a)(4)(A)(i); *see also* 10 C.F.R. § 1004.9(a). In our February 14, 2018, letter, you were informed your request was placed in the "other" category for fee purposes. In that same letter, your request for a fee waiver was granted. Thus, no fees will be charged for processing your request.

If you have any questions about the processing of the request or this letter, you may contact Ms. Elizabeth Sullivan or me at:

MA-46/ Forrestal Building  
1000 Independence Avenue, S.W.  
Washington, D.C. 20585  
(202) 586-5955

I appreciate the opportunity to assist you with this matter.

Sincerely,



Alexander C. Morris  
FOIA Officer  
Office of Public Information

Enclosures

## INDEX

Request #: HQ-2018-00590-F

Final response for request from Mr. Austin Evers for:

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2. Records sufficient to identify any official photographs Secretary Perry signed or autographed for particular individuals, including the individuals’ names.
3. Records sufficient to identify any official photographs Secretary Perry had mailed or delivered to particular individuals, including the individuals’ names.

Please provide all responsive records from March 1, 2017, through the date of the search. Additionally, American Oversight does not object to the exclusion of photographs of Secretary Perry where the only people in the picture are DOE employees and/or their families.

In a January 17, 2018, email with Mr. Brian Yanos, of my office, you amended your request to waive holiday photos with DOE staff and public photos of Secretary Rick Perry and confirmed that you agreed to accept the photos on a rolling production schedule.

DOE has located two (2) documents responsive to your request.

- One (1) document *is being withheld in part pursuant to Exemptions (b)(6) and (b)(7)(C)*. Information withheld under Exemption 6 consists of photographs of private individuals, security personnel, personal meetings and other private information. Information withheld under Exemption 7C consists of photographs of security personnel.
- One (1) document is being released in its entirety.



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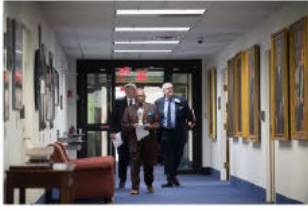


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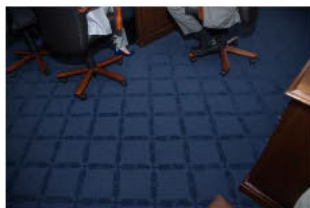
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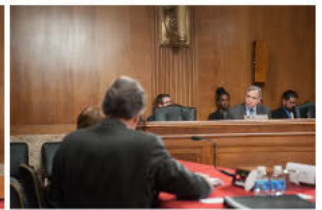
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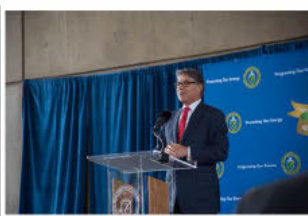
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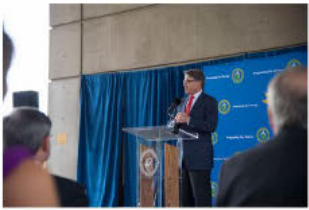
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The Secretary of Energy

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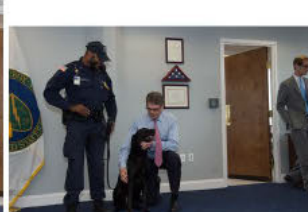
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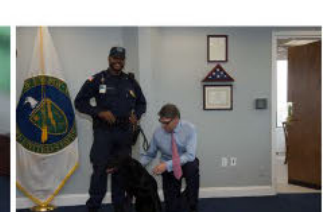
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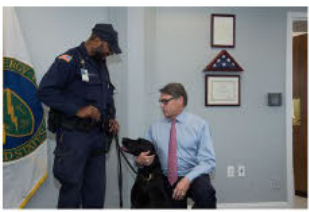
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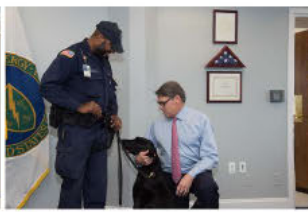
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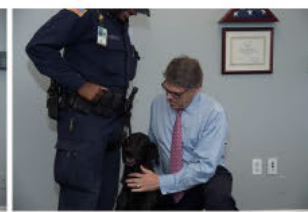
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LAB DIR 10.jpg



LAB DIR 11.jpg



LAB DIR 12.jpg



LAB DIR 13.jpg



LAB DIR 14.jpg



LAB DIR 2.jpg



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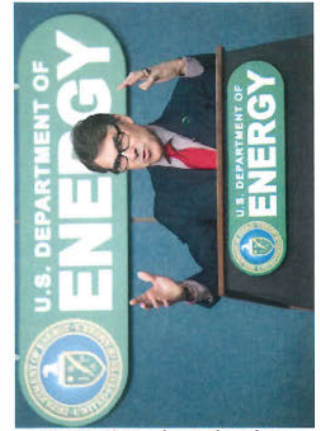
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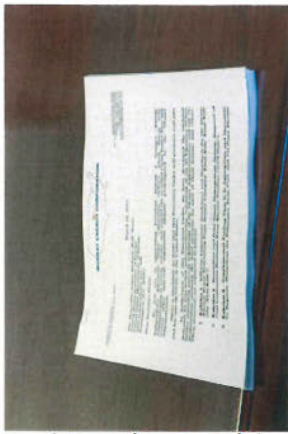


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04052017 S1 Meeting Saskatchewan.jpg



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04062017 S1 Meeting 7.jpg



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04182017 S1 Meeting Andriy Kobolyev Naftogaz Ukraine



1.jpg04182017 S1 Meeting Andriy Kobolyev Naftogaz Ukraine



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04202017 H.E. Thierry Tanoh, Minister of Petroleum for Coted I...



04202017 H.E. Thierry Tanoh, Minister of Petroleum for Coted I...



04202017 H.E. Thierry Tanoh, Minister of Petroleum for Coted I...



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05312017 S1 with Dr. Thomas Zacharia\_5.jpg



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06292017SE - Unleashing American Energy\_001.jpg



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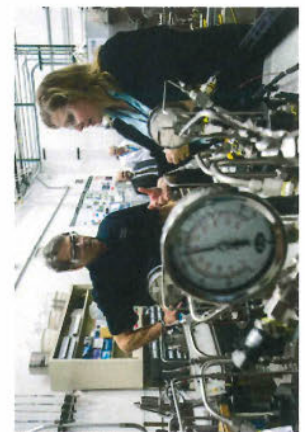
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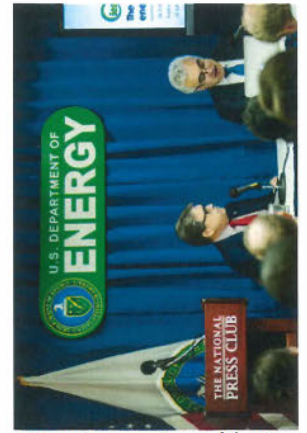
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07182017JS Perry At Pressclub 18.jpg



07182017JS Perry At Pressclub 4.jpg



07182017JS Perry At Pressclub 9.jpg





07262017 Perry meets with National Lab Dir\_102.jpg



07262017 Perry meets with National Lab Dir\_110.jpg



07262017 Perry meets with National Lab Dir\_16.jpg



07262017 Perry meets with National Lab Dir\_39.jpg



07262017 Perry meets with National Lab Dir\_46.jpg



07262017 Perry meets with National Lab Dir\_56.jpg



07262017 Perry meets with National Lab Dir\_86.jpg





08022017 Moniz Portrait Unveil\_12.jpg



08022017 Moniz Portrait Unveil\_15.jpg



08022017 Moniz Portrait Unveil\_16.jpg



08022017 Moniz Portrait Unveil\_17.jpg



08022017 Moniz Portrait Unveil\_20.jpg



08022017 Moniz Portrait Unveil\_31.jpg



08022017 Moniz Portrait Unveil\_32.jpg



08022017 Moniz Portrait Unveil\_39.jpg



08022017 Moniz Portrait Unveil\_41.jpg



08022017 Moniz Portrait Unveil\_42.jpg



08022017 Moniz Portrait Unveil\_43.jpg



08022017 Moniz Portrait Unveil\_47.jpg



08028017 Perry Foodbank\_3.jpg



08028017 Perry Foodbank 4.jpg



08028017 Perry Foodbank 5.jpg



09072017 S1 Paducah Chamber of Commerce.jpg 09072017 S1 Paducah Chamber of Commerce\_1.jpg 09072017 S1 Paducah Chamber of Commerce\_11.jpg 09072017 S1 Paducah Chamber of Commerce\_3.jpg



09072017 S1 Paducah Chamber of Commerce\_4.jpg 09072017 S1 Paducah Chamber of Commerce\_9.jpg





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170907-N-MU551-221.jpg



170907-N-MU551-245.jpg



170907-N-MU551-277.JPG



170907-N-MU551-311.JPG



170907-N-MU551-347.JPG



170907-N-MU551-374.JPG



170907-N-MU551-433.JPG



Secretary Rick Perry Official DOE Portrait.jpg



09252017 National Petroleum Council 001\_1.jpg



09252017 National Petroleum Council 001\_2.jpg



09252017 National Petroleum Council 001\_3.jpg



09252017 National Petroleum Council 001\_4.jpg



09252017 National Petroleum Council\_10.jpg



09252017 National Petroleum Council\_11.jpg



09252017 National Petroleum Council\_12.jpg



09252017 National Petroleum Council\_7.jpg



09252017 National Petroleum Council\_8.jpg



09252017 National Petroleum Council\_9.jpg





09252017 National Petroleum Council 001.jpg



09252017 National Petroleum Council 001\_3.jpg



09252017 National Petroleum Council\_11.jpg



09252017 National Petroleum Council\_13.jpg



09252017 National Petroleum Council\_7.jpg



09252017 National Petroleum Council 8.jpg



09252017 National Petroleum Council\_9.jpg





10102017 Dan Brouillette Swearing In\_1.jpg



10102017 Dan Brouillette Swearing In\_10.jpg



10102017 Dan Brouillette Swearing In\_14.jpg



10102017 Dan Brouillette Swearing In\_16.jpg



10102017 Dan Brouillette Swearing In\_2.jpg



10102017 Dan Brouillette Swearing In\_8.jpg



1011207 40 Years of Energy Innovation\_10.jpg



1011207 40 Years of Energy Innovation\_15.jpg



1011207 40 Years of Energy Innovation\_17.jpg



1011207 40 Years of Energy Innovation\_21.jpg



1011207 40 Years of Energy Innovation\_22.jpg



1011207 40 Years of Energy Innovation\_25.jpg



1011207 40 Years of Energy Innovation\_29.jpg



1011207 40 Years of Energy Innovation\_3.jpg



1011207 40 Years of Energy Innovation\_31.jpg



1011207 40 Years of Energy Innovation\_34.jpg



1011207 40 Years of Energy Innovation\_38.jpg



1011207 40 Years of Energy Innovation\_39.jpg



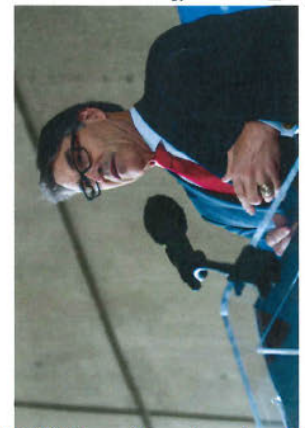
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1011207 40 Years of Energy Innovation\_41.jpg



1011207 40 Years of Energy Innovation\_42.jpg



1011207 40 Years of Energy Innovation\_51.jpg



1011207 40 Years of Energy Innovation\_6.jpg





10192017 SecPerry Meets with Nuclear Millennial Cucus 18.jpg10192017 SecPerry Meets with Nuclear Millennial Cucus 20.jpg



11022017 S3 and S4 Confirmation Annc 1.jpg



11072017 S4 Swearin In Ceremonv 12.iaa



11072017 S4 Swearing In Ceremony\_3.jpg



11072017 S4 Swearing In Ceremony 8.jpg





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030212017 S1 Call with Italy Minister\_3.jpg



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\_SCG5450.jpg



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030212017 S1 LUCID Car Tour\_14.jpg



030212017 S1 LUCID Car Tour\_19.jpg



030212017 S1 LUCID Car Tour\_20.jpg



030212017 S1 LUCID Car Tour\_22.jpg



030212017 S1 LUCID Car Tour\_29.jpg



Sec Perrys Visit005.jpg



Sec Perrys Visit006.jpg



Sec Perrys Visit013.jpg



Sec Perrys Visit016.jpg



Sec Perrys Visit019.jpg



Sec Perrys Visit023.jpg



Sec Perrys Visit029.jpg



Sec Perrys Visit033.jpg



Sec Perrys Visit043.jpg